

EXHIBIT 2

1 MAURA LARKINS
2 1935 Autocross Court
3 El Cajon, CA 92019
4 Plaintiff in pro per
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GIE034328

2006 SEP 22 PM 2:52

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF SAN DIEGO

10 MAURA LARKINS,
11 Plaintiff,

12 vs.

13 MICHAEL CARLSON,
14 DEBORAH K. GARVIN
15 and DOES 1 through 10, inclusive,
16 Defendants.

) Case No.
) Judge:
) Dept:
) Hearing date:
)
) COMPLAINT FOR DAMAGES
) AND OTHER RELIEF:
) VIOLATION OF PENAL CODE
) SECTION 127 (SUBORNATION
) OF PERJURY); CONSPIRACY
)
)
) COMPLAINT FILED:
) TRIAL DATE: NOT SET

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20 Plaintiff alleges:

21 **GENERAL ALLEGATIONS**

22 1. Plaintiff MAURA LARKINS is now, and at all times mentioned in this
23 complaint was, a resident of San Diego County, California. Plaintiff was employed as a
24 teacher in Chula Vista Elementary School District from September 1974 until February
25 2003, and is now retired.
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1 2. MICHAEL CARLSON is now, and at all times mentioned in this complaint
2 was, a resident of Kern County, California.

3 3. DEBORAH K. GARVIN is now, and at all times mentioned in this complaint
4 was, an attorney practicing in San Diego County, California and a resident of San Diego
5 County, California.

6 4. The true names of defendants DOES 1 through 10, inclusive, are unknown to
7 plaintiff at this time. Plaintiff sues those defendants by such fictitious names pursuant
8 to section 474 of the Code of Civil Procedure. Plaintiff is informed and believes, and
9 based on that information and belief alleges, that each of the defendants designated as a
10 DOE is legally responsible for the events and happenings referred to in this complaint,
11 and unlawfully caused the injuries and damages to plaintiff alleged in this complaint.
12

13 **FIRST CAUSE OF ACTION**

14 **VIOLATION OF PENAL CODE SECTION 127**

15 **AS TO DEFENDANTS CARLSON AND GARVIN**

16
17 5. Plaintiff realleges and incorporates Paragraphs 1, 2, 3 and 4 of the General
18 Allegations as though fully set forth herein.

19 6. On or about September 23, 2004, CARLSON and GARVIN, knowing
20 that they were suborning perjury, did intentionally prepare a false declaration
21 (Exhibit 1) to be signed under penalty of perjury by Sam Gross and be filed in San
22 Diego Superior Court case number GIC781970.
23

24 7. On or about September 23, 2004, CARLSON and GARVIN asked Sam
25 Gross to fax to GARVIN's office two audits which Mr. Gross had conducted at
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1 their request. Mr. Gross faxed the requested documents on or about September 23,
2 2003,

3 8. CARLSON and GARVIN asked Mr. Sam Gross of Kern County,
4 California, to perform and print out audits of all CLETS (California Law
5 Enforcement Telecommunications System) searches for "Maura" and "Larkins" in
6 2000 and 2001. (Bolding and underlining added.) CARLSON and GARVIN knew
7 that CARLSON had searched CLETS in 2000/2001 separately for each of the terms
8 "Maura," "Larkins," and that CARLSON's searches would not show up in the audit
9 if the audit were conducted as they requested.
10

11 9. Knowing that they were designing a false document with a hoax exhibit,
12 CARLSON and GARVIN prepared a declaration that stated *that no one had*
13 *searched for "Maura" or "Larkins" in 2000 or 2001.* A later audit by Mr. Gross
14 revealed that there were eight searches for "Maura" or "Larkins" in 2000 and 2001,
15 but the identity of the person(s) who conducted those eight searches have not yet
16 been revealed to Plaintiff. Since GARVIN and CARLSON asked Mr. Gross to
17 create a document showing that there were no searches, when there were actually
18 eight such searches, it appears extremely likely that the legitimate audit results
19 show CARLSON as conducting some or all of the eight searches.
20

21 10. The false declaration prepared by CARLSON and GARVIN was signed
22 by Sam Gross on September 27, 2004. The act of perjury suborned by GARVIN
23 and CARLSON was committed on or about September 27, 2006, when Sam Gross
24 signed the declaration.
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1 11. The declaration was filed in San Diego Superior Court and served by
2 Andrew Chivinski on or about September 28, 2004 (Exhibit 1).

3 12. GARVIN prepared a declaration identical to the first one, but she
4 attached the words "AMENDED TO ATTACH EXHIBITS," and attached the
5 audits, which she had forgotten to attach to the original declaration (Exhibit 2).

6 13. This amended declaration (Exhibit 2) was filed in San Diego Superior
7 Court and served on or about September 29, 2004 (Exhibit 2).

8 14. Commander Sam Gross of the Santa Barbara Sheriff's Department has
9 stated, both in a letter (Exhibit 3) and in his November 17, 2004 deposition, that the
10 declaration prepared by GARVIN on behalf of CARLSON *is false*.

11 15. The fact that CARLSON did not find a CLETS record for Plaintiff was not
12 for lack of trying. There is no record of Plaintiff on CLETS, according to Mr. Gross.
13 However, CARLSON continued to make illegal searches of law enforcement records
14 until he found a false accusation by Kathleen Elton to San Diego police, which
15 accusation was made in an effort to help Elton's ex-husband gain control of Maura
16 Larkins' inheritance. Plaintiff's suit against Kathleen Elton for filing a false police
17 report was settled in Plaintiff's favor for approximately \$75,000.

18 16. CARLSON illegally provided the police record of Kathleen Elton's false
19 allegations to his sister, Robin Donlan, who used it to get Plaintiff fired. This was the
20 reason for Superior Court Case number GIC 781970.

21 17. Defendants' conduct as alleged in this cause of action constitutes an
22 unlawful act in violation of Penal Code section 127, which states, "Every person
23 who willfully procures another person to commit **perjury** is guilty of subornation
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1 of **perjury**, and is punishable in the same manner as he would be if personally
2 guilty of the perjury so procured.”

3 18. CARLSON AND/OR GARVIN committed the above-described violation of
4 Penal Code Section 127 in order to harm Plaintiff in her lawsuit, in her financial
5 condition, and in her reputation.

6 19. The above-described violation of Penal Code section 127 was committed
7 with malice in that it was committed with hatred and ill will toward the plaintiff, and
8 with the desire to harm, vex, harass and annoy her, and with the desire to injure her in
9 her financial condition and employment, and in conscious disregard of plaintiff's rights,
10 and in the knowledge that the action was illegal. Due to defendant's malice in
11 publishing, plaintiff seeks punitive damages in a total amount to be established by proof
12 at trial.
13

14 20. As a proximate result of defendant's conduct as described in this cause of
15 action, Plaintiff has suffered and continues to suffer humiliation, embarrassment, and
16 discomfort, and substantial financial losses, in an amount to be proven at trial.
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18 **SECOND CAUSE OF ACTION**

19 **CONSPIRACY TO VIOLATE PENAL CODE SECTION 127**

20 **AS TO DEFENDANTS CARLSON AND GARVIN**

21 21. Plaintiff realleges and incorporates Paragraphs 1, 2, 3 and 4 of the General
22 Allegations as though fully set forth herein.
23

24 22. On or about September 23, 2004, CARLSON and GARVIN, and each of
25 them, knowingly and willfully conspired and agreed among themselves that they would
26 suborn the perjury of Santa Barbara Sheriff's Department Commander Sam Gross by
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1 preparing a false declaration for San Diego Superior Court case number GIC 781970,
2 sending it to Mr. Gross, and asking Mr. Gross to sign it under penalty of perjury.

3 23. CARLSON and GARVIN, each acting individually and giving
4 encouragement, collaboration, and assistance to the other, conspired to suborn perjury
5 against plaintiff by causing witness Sam Gross to commit perjury in San Diego Superior
6 Court case number GIC 781970 by signing a false declaration (Exhibit 1).

7
8 24. The conspiracy was committed with malice in that it was committed with
9 hatred and ill will toward the plaintiff, and with the desire to harm, vex, harass and
10 annoy her, and with the desire to injure her in her financial condition, and in conscious
11 disregard of plaintiff's rights, in the knowledge that the publication was false or with
12 reckless disregard for its falsity. Due to defendant's malice in publishing, plaintiff seeks
13 punitive damages in a total amount to be established by proof at trial.

14
15 25. Defendants CARLSON and GARVIN, and each of them, did the acts and
16 things herein alleged pursuant to, and in furtherance of, the conspiracy and above-
17 alleged agreement.

18
19 26. Defendants CARLSON and GARVIN, and each of them, furthered the
20 conspiracy by cooperation with and lending aid and encouragement to each other, in that
21 they agreed that CARLSON and/or GARVIN would ask Sam Gross to have an audit
22 conducted for searches for "Maura and Larkins," and then GARVIN would prepare a
23 false declaration for Sam Gross to sign under penalty of perjury, which declaration
24 would say that the audit had looked for searches of "Maura" or "Larkins." CARLSON
25 agreed to pay Garvin for suborning Sam Gross's perjury.

27. GARVIN faxed and/or mailed the false declaration to Sam Gross on or about September 23, 2004. Sam Gross faxed the two records of CLETS audits which GARVIN and/or CARLSON had requested on or about September 23, 2004. Sam Gross faxed the signed declaration to GARVIN on or about September 27, 2004. GARVIN, on behalf of CARLSON, caused the perjured declaration to be filed in San Diego Superior Court, and served on parties, on or about September 28, 2004, and again on or about September 29, 2004.

28 . As a proximate result of the above-described conspiracy plaintiff has suffered and continues to suffer humiliation, embarrassment, and discomfort, and substantial financial losses, in an amount to be proven at trial.

PRAYER FOR RELIEF

WHEREFORE, plaintiff requests judgment from defendants in the above causes of action as follows:

1. General damages according to proof;
2. Actual damages according to proof;
3. Special damages according to proof;
4. Punitive damages in an amount sufficient to punish defendant and to deter similar conduct;
5. Compensation for pain and suffering;
6. Cost of suit;
7. That the court order defendants to apologize to Judge Nevitt and the San Diego Superior Court for perpetrating a fraud on the court;

1 8. Such further relief as the court deems proper.

2
3 September 22, 2006

Maura Larkins

4 MAURA LARKINS

5 VERIFICATION

6 I, MAURA LARKINS, am the plaintiff in the above-entitled action. I have read
7 the foregoing complaint for violations of California Penal Code Section 127, and
8 conspiracy, and know its contents. The same is true of my own knowledge, except as to
9 those matters which are alleged on information and belief, and as to those matters, I
10 believe it to be true.
11

12 I declare under penalty of perjury under the laws of the State of California that
13 the foregoing is true and correct.

14 September 22, 2006

Maura Larkins

15 MAURA LARKINS
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EXHIBIT 1

John P. McCormick, Esq., SBN 38064
Deborah K. Garvin, Esq., SBN 145390
McCORMICK & MITCHELL
625 Broadway, Suite 1400
San Diego, CA 92101
Phone: (619) 235-8444
Fax: (619) 235-9432

Attorneys for Defendant Michael Carlson

SUPERIOR COURT OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN DIEGO

MAURA LARKINS,

Plaintiff,

vs.

CHULA VISTA ELEMENTARY SCHOOL
DISTRICT, a California public
entity, CHULA VISTA ELEMENTARY
EDUCATION ASSOCIATION, a
California labor organization;
RICHARD T. WERLIN, VIRGINIA
BOYD, TIM O'NEILL; ROBIN
COLLS, MICHAEL CARLSON, LINDA
M. WATSON, GRETCHEN
DONNDELINGER, and DOES 1
through 50, inclusive,

Defendants.

CASE NO. GIC 781970

DECLARATION OF COMMANDER SAM
GROSS IN SUPPORT OF MOTION
FOR SUMMARY JUDGMENT, OR IN
THE ALTERNATIVE, SUMMARY
ADJUDICATION OF ISSUES

DATE: December 17, 2004

TIME: 1:30 PM

DEPT.: 64

JUDGE: William R. Nevitt, Jr.

TRIAL DATE: February 18, 2005

I, Sam Gross, say:

1. I have personal knowledge of the matters stated herein
and if called upon to testify regarding them in a court of law
could do so competently.

2. I am employed as a Sheriff's Commander within the
Information Services Division of the County of Santa Barbara
Sheriff's Department. I have worked as a Deputy Sheriff for the
County of Santa Barbara for the past thirty-three (33) years. For

1 the last seven (7) of those years I have served as a Sheriff's
2 Commander.

3 5. On October 7, 2003, Deputy Sheriff Michael Carlson
4 advised me that he was the subject of a civil lawsuit filed in San
5 Diego County wherein it was alleged that he had used his status as
6 a peace officer to access the criminal records information of an
7 individual named Maura Larkins in or about September of 2000.

8 6. During the time period of September of 2000, the Santa
9 Barbara Police Department was in charge of managing the message
10 switch for the local access point to the California Law Enforcement
11 Telecommunications System (CLETS), which contains the criminal
12 records information of individuals within the state of California.

13 7. Based upon the information provided me by Deputy Carlson,
14 I contacted Christine Nail, the Information Technology Manager for
15 the Santa Barbara Police Department and requested that an audit be
16 performed of the Santa Barbara Police Department Journal System to
17 determine if anyone, specifically Carlson, had accessed the CLETS
18 for criminal records of Maura Larkins for the time period of
19 January 1, 2000 through December 31, 2000 and January 1, 2001
20 through December 31, 2001.

21 8. I have received the results of the audit from the Santa
22 Barbara County Police Department. True and correct copies of the
23 results of the above referenced audits are attached hereto as
24 "Exhibit A".

25 9. Based upon my knowledge and experience I am able to
26 interpret the results of the audit. The audit results indicate
27 that the terms "larkins" and "maura" were entered into the Santa
28 Barbara Police Department Journal System to determine whether any

09/23/2004 11:27 2359432

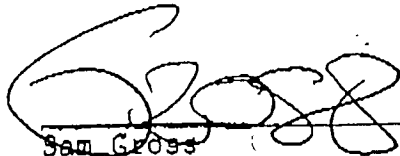
MCCORMICK MITCHELL

PAGE 24

1 information pertaining to those terms was accessed or attempted to
2 be accessed during the time periods indicated above.

3 10. The results of the audit further indicate that no
4 information pertaining to "larkins" or "maura" was accessed or
5 attempted to be accessed by anyone during the time periods
6 indicated above, which includes the time periods indicated by Maura
7 Larkins in her complaint against Deputy Carlson.

8 I declare under penalty of perjury the foregoing is true and
9 correct. Executed this 27 day of September 2004 in Santa Barbara
10 California.

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13 Sam Gross
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Larkins v. Chula Vista Elementary School District, et al.
SAN DIEGO SUPERIOR COURT CASE NO. GIC 781970

PROOF OF SERVICE

I, Andrew Chivinski, the undersigned, declare as follows:

I am over the age of eighteen years and not a party to the case. I am employed in the County of San Diego, California, where the service occurs; and my business address is 625 Broadway, Suite 1400, San Diego, California 92101.

On September 28, 2004, I served the following document(s):

DEFENDANT MICHAEL CARLSON'S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION FOR SUMMARY JUDGEMENT, OR IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF ISSUES.

DEFENDANT MICHAEL CARLSON'S NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGEMENT, OR IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF ISSUES

DECLARATION OF MICHAEL CARLSON IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF ISSUES

DECLARATION OF COMMANDER SAM GROSS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF ISSUES

DECLARATION OF DEBORAH K. GARVIN IN SUPPORT OF DEFENDANT MICHAEL CARLSON'S MOTION FOR SUMMARY JUDGEMENT, OR IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF ISSUES

DEFENDANT MICHAEL CARLSON'S SEPARATE STATEMENT OF UNDISPUTED MATERIAL FACTS IN SUPPORT OF HIS MOTION FOR SUMMARY JUDGMENT, OR IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF ISSUES

NOTICE OF LODGEMENT OF EXHIBITS IN SUPPORT OF DEFENDANT MICHAEL CARLSON'S MOTION FOR SUMMARY JUDGEMENT, OR IN THE ALTERNATIVE, SUMMARY ADJUDICATION OF ISSUES (and exhibits "A" and "B" thereto)

on:

Plaintiff in pro per

Maura Larkins
1935 Autocross Court
El Cajon, CA 92019
Tel: (619) 660-6955
Fax: (619) 444-0065

Attorneys for Robin Colls

Stutz, Artiano, Shinoff & Holtz
Daniel R. Shinoff, Esq.
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Building

**Attorney for Union Defendants
(CVEEA, CTA, BOYD & O'NEIL)**

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California Teachers Association
Legal Dept
11745 East Telegraph Road
PO Box 2153
Santa Fe Springs, CA 90670
Tel: 562 942 7979

401 West "A" Street
San Diego, CA 92101
Tel: (619) 232-3122
Fax: (619) 232-3264

EXHIBIT 2

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 Deborah K. Garvin, Esq., SBN 145390
 MCCORMICK & MITCHELL
 625 Broadway, Suite 1400
 San Diego, CA 92101
 Phone: (619) 235-8444
 Fax: (619) 235-9432

Attorneys for Defendant Michael Carlson

SUPERIOR COURT OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN DIEGO

MAURA LARKINS,	) CASE NO. GIC 781970
)
Plaintiff,)
	) AMENDED DECLARATION OF
vs.	) COMMANDER SAM GROSS IN
	) SUPPORT OF MOTION FOR SUMMARY
CHULA VISTA ELEMENTARY SCHOOL	) JUDGMENT, OR IN THE
DISTRICT, a California public	) ALTERNATIVE, SUMMARY
entity, CHULA VISTA ELEMENTARY	) ADJUDICATION OF ISSUES (TO
EDUCATION ASSOCIATION, a	) ATTACH EXHIBITS)
California labor organization;)
RICHARD T. WERLIN, VIRGINIA)
BOYD, TIM O'NEILL; ROBIN)
COLLS, MICHAEL CARLSON, LINDA)
M. WATSON, GRETCHEN	) DATE: December 17, 2004
DONNDELINGER, and DOES 1	) TIME: 1:30 PM
through 50, inclusive,	) DEPT.: 64
	) JUDGE: William R. Nevitt, Jr.
Defendants.)
	TRIAL DATE: February 18, 2005

I, Sam Gross, say:

1. I have personal knowledge of the matters stated herein and if called upon to testify regarding them in a court of law could do so competently.

2. I am employed as a Sheriff's Commander within the Information Services Division of the County of Santa Barbara Sheriff's Department. I have worked as a Deputy Sheriff for the County of Santa Barbara for the past thirty-three (33) years. For

the last seven (7) of those years I have served as a Sheriff's Commander.

5. On October 7, 2003, Deputy Sheriff Michael Carlson advised me that he was the subject of a civil lawsuit filed in San Diego County wherein it was alleged that he had used his status as a peace officer to access the criminal records information of an individual named Maura Larkins in or about September of 2000.

6. During the time period of September of 2000, the Santa Barbara Police Department was in charge of managing the message switch for the local access point to the California Law Enforcement Telecommunications System (CLETS), which contains the criminal records information of individuals within the state of California.

7. Based upon the information provided me by Deputy Carlson, I contacted Christine Nail, the Information Technology Manager for the Santa Barbara Police Department and requested that an audit be performed of the Santa Barbara Police Department Journal System to determine if anyone, specifically Carlson, had accessed the CLETS for criminal records of Maura Larkins for the time period of January 1, 2000 through December 31, 2000 and January 1, 2001 through December 31, 2001.

8. I have received the results of the audit from the Santa Barbara County Police Department. True and correct copies of the results of the above referenced audits are attached hereto as "Exhibit A".

9. Based upon my knowledge and experience I am able to interpret the results of the audit. The audit results indicate that the terms "larkins" and "maura" were entered into the Santa Barbara Police Department Journal System to determine whether any

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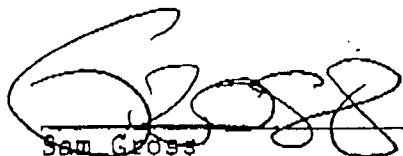
MCCORMICK MITCHELL

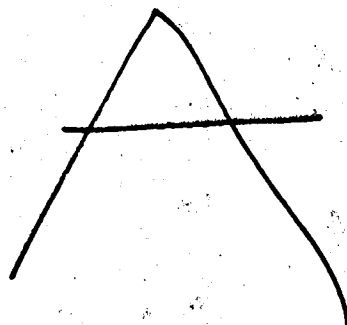
PAGE 24

1 information pertaining to those terms was accessed or attempted to
2 be accessed during the time periods indicated above.

3 10. The results of the audit further indicate that no
4 information pertaining to "larkins" or "maura" was accessed or
5 attempted to be accessed by anyone during the time periods
6 indicated above, which includes the time periods indicated by Maura
7 Larkins in her complaint against Deputy Carlson.

8 I declare under penalty of perjury the foregoing is true and
9 correct. Executed this 27 day of September 2004 in Santa Barbara
10 California.

11
12 
13 Sam Gross



Santa Barbara Police Department Journal System

Message Selection Criteria:

Start: 01/01/2000 00:00

Finish: 12/31/2000 23:59

Use Full Time Range

Message Direction: Sent -OR- Received

Match Case: OFF

Message Types:

CLETS EMERGENCY
CLETS ADMIN
CLETS ERROR
CLETS DB INQUIRY
CLETS DB RESPONSE
GENERAL TYPE

Message Types:

ALL
CLETS ADMIN
CLETS ERROR
CLETS DB INQUIRY
CLETS DB RESPONSE
GENERAL TYPE

Mnemonics:

Names:

Case Numbers:

User IDs:

Strings:

"larkins" and "maura"

Custon Info:

No messages found.

Santa Barbara Police Department Journal System

Message Selection Criteria:

Start: 01/01/2001 00:00

Finish: 12/31/2001 23:59

Use Full Time Range

Message Direction: Sent -OR- Received

Match Case: OFF

Message Types:

- CLETS EMERGENCY
- CLETS ADMIN
- CLETS ERROR
- CLETS DB INQUIRY
- CLETS DB RESPONSE
- GENERAL TYPE

Message Types:

- ALL
- CLETS ADMIN
- CLETS ERROR
- CLETS DB INQUIRY
- CLETS DB RESPONSE
- GENERAL TYPE

Mnemonics:

Names:

Case Numbers:

User IDs:

Strings:

"larkins" and "maura"

Custom Info:

No messages found.

EXHIBIT 3



STATIONS

Buellton
140 W. Highway 246
Buellton, CA 93427
Phone (805) 686-8150

Carpinteria
5775 Carpinteria Avenue
Carpinteria, CA 93013
Phone (805) 684-4561

Isla Vista
6546 Pardall Road
Isla Vista, CA 93117
Phone (805) 681-4179

Lompoc
751 Burton Mesa Road
Lompoc, CA 93436
Phone (805) 737-7737

New Cuyama
70 Newsome Street
New Cuyama, CA 93254
Phone (661) 766-2310

Santa Maria
812-A W. Foster Road
Santa Maria, CA 93455
Phone (805) 934-6150

Solvang
1745 Mission Drive
Solvang, CA 93463
Phone (805) 686-5000

Sheriff - Coroner Office
66 South San Antonio Road
Santa Barbara, CA 93110
Phone (805) 681-4146

Main Jail
4436 Calle Real
Santa Barbara, CA 93110
Phone (805) 681-4250

**COURT SERVICES
CIVIL BUREAU**

Santa Barbara Division
118 E. Figueroa Street
Santa Barbara, CA 93101
Phone (805) 568-2900

Santa Maria Division
312-O E. Cook Street
Santa Maria, CA 93455
Phone (805) 346-7430

Lompoc Division
115 Civic Center Plaza
Lompoc, CA 93436
Phone (805) 737-7710

SANTA BARBARA COUNTY

HEADQUARTERS

P.O. Box 6427 • 4434 Calle Real • Santa Barbara, California 93160
Phone (805) 681-4100 • Fax: (805) 681-4322

JIM ANDERSON

Sheriff-Coroner

KENNETH R. SHEMWELL

Undersheriff

November 24, 2004

Ms. Maura Larkins
1935 Autocross Court
El Cajon, California 92019

RE: Larkins v. Werlin – San Diego Superior Court # GIC 781970

Dear Ms. Larkins:

At my deposition on November 17, 2004, in San Diego, you pointed out a discrepancy between my declaration of 27 September 2004 and its attachments from the Santa Barbara Police Department. On page three of my declaration, paragraph 10 Line 4, I declared that no information regarding "Larkins" or "Maura" had been accessed or attempted to be accessed. The attachments from the Santa Barbara Police Department stated in the report under the line "Strings" "Larkins" and "Maura." This last information is the correct information and the declaration stating "or" is incorrect.

At your request, I had Christine Nail at the Santa Barbara Police Department, re-query the audit portion of their System using the String "Maura" or "Larkins." Specifically looking for Criminal History requests, sent or received. The audit report contained material from one (1) last name "Larkins", six (6) first names "Maura" and one (1) middle name "Maura. None of the names disclosed was Maura and Larkins connected as a first and last name. As the audit report contains actual criminal histories, public inspection of a California state summary of criminal history information is prohibited by law.

Ms. Maura Larkins

RE: Larkins v. Werlin – San Diego Superior Court # GIC 781970

Page 2

Since my deposition I received a letter from the State of California Department of Justice postmarked on November 22, 2004, but dated September 30, 2004. Their results show no inquiries from the Santa Barbara County Sheriff's Department in the record of Maura Larkins via CLETS. I have attached a copy of my letter to the State of California Department of Justice requesting an audit of their records and a copy of their response as well as a copy of the envelope, showing date of mailing.

Sincerely,

Jim Anderson
Sheriff – Coroner



By: Samuel D. Gross, Commander
Information Services Division

Attachments

Cc: Deborah K. Garvin, Esq.
McCormick & Mitchell
625 Broadway, Suite 1400
San Diego, California 92101

Kelly R. Angell, Esq.
Stutz, Artiano, Shinoff & Holtz
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15th Floor
401 West A Street
San Diego, California 92101